

Ashley Melnik

From: Ashley Melnik
Sent: Wednesday, April 17, 2019 8:14 AM
To: 'liamknox13@gmail.com'
Subject: FW: Public Records Request - Wheelabrator and Conservation Law Foundation Emails

Resending again. Please see email chain below.

From: Ashley Melnik
Sent: Tuesday, April 02, 2019 4:03 PM
To: Ashley Melnik; '70585-58228878@requests.muckrock.com'
Subject: RE: Public Records Request - Wheelabrator and Conservation Law Foundation Emails

Hi Liam:

The City Solicitor Paul Capizzi's response was as follows:

From: Paul Capizzi
Sent: Tuesday, April 02, 2019 2:56 PM
To: Ashley Melnik; Glen DeRosa
Cc: Robert Marra
Subject: RE: Public Records Request - Wheelabrator and Conservation Law Foundation Emails

Ashley,

I reviewed the 47 messages in response to the above-referenced public records request. Of the 47 messages reviewed, none are to/from Argenzio and Wheelabrator, nor Argenzio and CLF.

Accordingly, the city is not in possession of any email messages responsive to Muckrake's PR request.

-Paul

From: Ashley Melnik
Sent: Tuesday, April 02, 2019 2:58 PM
To: '70585-58228878@requests.muckrock.com'
Subject: FW: Public Records Request - Wheelabrator and Conservation Law Foundation Emails

Dear Liam:

The City Solicitor has reviewed the 47 emails provided to him by the IT Department. Please see his response below relative to your request.

Very truly yours,

Ashley E. Melnik, City Clerk
Clerk of Council · Justice of the Peace · Notary Public
281 Broadway
Revere, Massachusetts 02151
781-286-8160



{In Massachusetts, the term "public record" is broadly defined to include all documentary materials or data created or received by any officer or employee of any governmental unit, regardless of physical form or characteristics, unless it falls under one of the statutory exemptions to the Public Records Law. G. L. c. 4, § 7(26). Consequently, email is subject to the disclosure, retention, and maintenance provisions as required by law. G. L. c. 66}

From: Paul Capizzi
Sent: Tuesday, April 02, 2019 2:56 PM
To: Ashley Melnik; Glen DeRosa
Cc: Robert Marra
Subject: RE: Public Records Request - Wheelabrator and Conservation Law Foundation Emails

Ashley,

I reviewed the 47 messages in response to the above-referenced public records request. Of the 47 messages reviewed, none are to/from Argenzio and Wheelabrator, nor Argenzio and CLF.

Accordingly, the city is not in possession of any email messages responsive to Muckrake's PR request.

-Paul

From: Ashley Melnik <amelnik@revere.org>
Sent: Tuesday, March 26, 2019 2:55 PM
To: Glen DeRosa <gderosa@revere.org>
Cc: Paul Capizzi <pcapizzi@revere.org>; Robert Marra <rmarra@revere.org>
Subject: RE: Public Records Request - Wheelabrator and Conservation Law Foundation Emails

Thank you Glen. Can you please forward the emails to Paul for review?

From: Glen DeRosa
Sent: Tuesday, March 26, 2019 2:37 PM
To: Ashley Melnik
Cc: Paul Capizzi; Robert Marra
Subject: RE: Public Records Request - Wheelabrator and Conservation Law Foundation Emails

Hi Ashley, this search provided a total of 47 messages.

Glen DeRosa
I.T. Director
City of Revere, MA

281 Broadway
Revere, MA 02151

t. 781.286.8140

f. 781.286.8135
m. 781.316.4212

From: Ashley Melnik <amelnik@revere.org>
Sent: Tuesday, March 26, 2019 11:01 AM
To: Glen DeRosa <gderosa@revere.org>
Cc: Paul Capizzi <pcapizzi@revere.org>; Robert Marra <rmarra@revere.org>
Subject: Public Records Request - Wheelabrator and Conservation Law Foundation Emails

Hi Glen:

Can you run a search for emails between Paul Argenzio and Wheelabrator and Paul Argenzio and Conservation Law Foundation?

Please let me know the total number of responsive emails for each search so that I can put together a good faith estimate.

Thank you,

Ashley

From: 70585-58228878@requests.muckrock.com [mailto:70585-58228878@requests.muckrock.com]
Sent: Tuesday, March 26, 2019 10:55 AM
To: Ashley Melnik
Subject: RE: Massachusetts Public Records Law Request: Files on Waste Incinerators (Revere City Clerk)

Revere City Clerk
PRL Office
281 Broadway
Revere, MA 02151

March 26, 2019

This is a follow up to a previous request:

Hi Ashley,

Thank you!

I would be happy to narrow my request for emails. I'd like a copy of all email communications between Department of Public Works superintendent Paul Argenzio and employees of Wheelabrator Technologies.

I'd also like a copy of all emails sent between Argenzio and members of the Conservation Law Foundation.

Please let me know an updated timeframe/cost for these new parameters when you can.

Best,

Liam Knox

Filed via MuckRock.com

E-mail (Preferred): 70585-58228878@requests.muckrock.com

Upload documents directly: https://www.muckrock.com/accounts/agency_login/revere-city-clerk-3421/files-on-waste-incinerators-revere-city-clerk-70585/?uuid-login=166b367e-e226-4d29-82c4-d09f1f097e6d&email=amelnik%40revere.org#agency-reply

Is this email coming to the wrong contact? Something else wrong? Use the above link to let us know.

For mailed responses, please address (see note):

MuckRock News
DEPT MR 70585
411A Highland Ave
Somerville, MA 02144-2516

PLEASE NOTE: This request was filed by a MuckRock staff reporter. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.

On March 25, 2019:

Liam Knox
MuckRock News
DEPT MR 70585
411A Highland Ave.
Somerville, MA 02144-2516

Re: Public Records Request - Good Faith Estimate

Dear Mr. Knox:

This letter shall serve as a response and good faith estimate for your public records request dated March 15, 2019.

1. The City of Revere does not have any responsive documents relative to your request for "all environmental impact reports for... Wheelabrator Saugus." Please contact the Massachusetts Department of Environmental Protection for this information.
2. Please see attached agreement between the City of Revere and Wheelabrator Saugus.
3. In accordance with M.G.L. c. 66 § 10(d)(iii), the fee to conduct the search, segregation, and review of the email communications you have requested is \$787.29. The search generated 4,019 emails. The City may not charge for the first 2 hours per § 10(d)(iii). The good faith estimate is calculated as 4,019 emails at 30 seconds per email at \$25.00 per hour.

Please remit a check to the City Clerk's Office in the amount of \$787.29 made payable to the City of Revere along with a copy of this email. Upon receipt of your payment, the City will begin the segregation and review process. Please be advised that the actual cost of producing the records may vary once the City begins preparing your response. Alternatively, you may prefer to narrow your request so as to reduce the number of responsive records.

Pursuant to 950 CMR 32.08(2) and Mass. Gen. Laws ch. 66, §10(b) this determination may be appealed to the Supervisor of Public Records within 90 days.

Very truly yours,

Ashley E. Melnik
City Clerk
Records Access Officer

On March 14, 2019:

To Whom It May Concern:

Pursuant to the Massachusetts Public Records Law, I hereby request the following records:

A copy of all environmental impact reports related to the seven waste combustion facilities in Massachusetts: Covanta Haverhill, Covanta of SEMASS, Wheelabrator Millbury, Wheelabrator North Andover, and Wheelabrator Saugus. For the offices of the town and city clerks who are also receiving this request, please limit your search to the facility located within your jurisdiction.

I am also requesting a copy of all emails between department employees and employees of Wheelabrator Technologies from 2000-the present; as well as between department employees and employees of Covanta Energy.

I am also requesting a copy of all contracts between the state or city and Wheelabrator Technologies, as well as all contracts with Covanta Energy.

I would also like a copy of all emails from constituents that include the keywords "waste incinerator," "waste combustion," "Wheelabrator," "Covanta" and/or "waste pollution."

I request that I be properly classified as a news media requester. I am an intern for MuckRock, and I am requesting this information in that editorial capacity. MuckRock is widely known for its investigative work as well as historical pieces based on public records requests.

I also request that, if appropriate, fees be waived as we believe this request is in the public interest, as suggested but not stipulated by the recommendations of the Massachusetts Supervisor of Public Records. The requested documents will be made available to the general public free of charge as part of the public information service at MuckRock.com, processed by a representative of the news media/press and is made in the process of news gathering and not for commercial usage.

I expect the request to be filled in an accessible format, including for screen readers, which provide text-to-speech for persons unable to read print. Files that are not accessible to screen readers include, for example, .pdf image files as well as physical documents.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 10 business days, as the statute requires.

Sincerely,

Liam Knox

Filed via MuckRock.com

E-mail (Preferred): 70585-58228878@requests.muckrock.com

Upload documents directly: https://www.muckrock.com/accounts/agency_login/revere-city-clerk-3421/files-on-waste-incinerators-revere-city-clerk-70585/?uuid-login=166b367e-e226-4d29-82c4-d09f1f097e6d&email=amelnik%40revere.org#agency-reply

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